



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

SHINICHI HIRATA

Appln. No. 09/059,765

Filed: April 14, 1998

For: A TRANSMITTING/RECEIVING
APPARATUS AND A
TRANSMITTING/RECEIVING METHOD

Attn: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

) Group Art Unit: 1741

) Examiner: Not Assigned

) **RESPONSE TO NOTICE TO FILE MISSING
PARTS OF APPLICATION AND SUBMISSION
OF COMBINED POWER OF ATTORNEY AND
DECLARATION AND FORMAL DRAWINGS**

) 2001 Ferry Building
) San Francisco, CA 94111
) 415/433-4150

Sir:

In response to the Notice to File Missing Parts of Application mailed April 28, 1998 (copy enclosed), applicants submit the enclosed Combined Declaration for Patent Application and Power of Attorney and twenty-one (21) sheets of formal drawings.

A check in the amount of \$130.00 is enclosed herewith to cover the \$130.00 surcharge for filing missing parts of an application.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 12-1420. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

LIMBACH & LIMBACH L.L.P.

June 22, 1998
(Date)

SONY-P8407
(S97P0407US00)

By: 

Charles P. Sammut
Registration No. 28,901
Attorneys for Applicant(s)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231, on June 22, 1998.

LIMBACH & LIMBACH L.L.P. Date: June 22, 1998

By: 
Name: Karen E. Battenberg

07/14/98 265 304/14/98 PH RATA

10242/0428

CHARLES P. SAMMUT ESQ
LIMBACH, LIMBACH LLP
2001 FERRY BUILDING
SAN FRANCISCO CA 94111

NOT ASSIGNED

DATE MAILED:

04/28/98

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of **\$65.00** for a small entity in compliance with 37 CFR 1.27, or **\$130.00** for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 130.00

☒ 1. The statutory basic filing fee is:

- ☐ missing
☐ insufficient

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ _____ including any multiple dependent claim fees, are required.

\$ _____ for independent claims over 3

\$ _____ for dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing or unexecuted.
☒ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.48 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☒ 8. The application does not comply with the Sequence Rules:

01-FC-105 See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

COPY

Serial/Patent/Reg. No. 09/059,765 Int'l File No. SONY-P8407 By: CPS/KEB
In the Matter of the Application of: SHINICHI HIRATA
Title/Mark: A TRANSMITTING/RECEIVING APPARATUS AND A ...
Date Mailed: June 22, 1998 Due Date: June 28, 1998

The following has been received in the U.S. Patent and Trademark Office on the date stamped herein:

<input type="checkbox"/> Transmittal Letter	<input type="checkbox"/> FCT Request / _____ pages
<input type="checkbox"/> Patent Application	<input type="checkbox"/> Fee calculation sheet
<input type="checkbox"/> pgs. specification; _____ pgs. claims	<input type="checkbox"/> Demand for Preliminary Examination / _____ pages
<input checked="" type="checkbox"/> Drawings 21 sheets <input checked="" type="checkbox"/> formal <input type="checkbox"/> informal	<input type="checkbox"/> Forms FCT/IB/301, 304, and 303
<input checked="" type="checkbox"/> Declaration/Claim of Priority	<input type="checkbox"/> Transmittal Letter to U.S. Designated/Elected Office
<input checked="" type="checkbox"/> Power of Attorney	<input type="checkbox"/> (DO/EO/US) Form PTO 1390
<input type="checkbox"/> Assignment w/ Form PTO-1595	<input type="checkbox"/> Copy of Int'l Appn. as filed including FCT Request
<input type="checkbox"/> Deposit Account Authorization (in duplicate)	<input type="checkbox"/> Specification, Claims, Abstract and Drawings
<input type="checkbox"/> Information Disclosure Statement, PTO-1449	<input type="checkbox"/> Copy of Int'l Search Report in English
<input checked="" type="checkbox"/> Check \$ 130.00	<input type="checkbox"/> Certified copy/translation of _____ Priority
<input type="checkbox"/> Request for Extension of Time (_____ months)	<input type="checkbox"/> Appn. # _____ filed _____
<input checked="" type="checkbox"/> Response to Notice to File Miss-	<input type="checkbox"/> Copy of Published International Application
<input type="checkbox"/> Terminal Disclaimer ing Parts mailed	<input type="checkbox"/> Copy of International Search Report
<input type="checkbox"/> Letter to Official Draftsman 4/28/98	<input type="checkbox"/> Petition for _____
<input type="checkbox"/> Certificate under §3.73(b)	<input type="checkbox"/> Other: _____
<input checked="" type="checkbox"/> Certificate of Mailing	